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6 UNITED STATES DISTRICT COURT
7 CENTRAL DISTRICT OF CALIFORNIA
8 WESTERN DIVISION

9 SHIRLEY LEE MITCHELL,) CASE NO. 2:16-cv-02002-GW-AFM
10 Plaintiff,)
11 vs.) **[PROPOSED] STIPULATED**
12) **PROTECTIVE ORDER**
13) **REGARDING RELEASE OF**
14) **PROTECTED HEALTH**
15) **INFORMATION**
16 ACCORDIA LIFE AND ANNUITY)
17 COMPANY, an Iowa corporation;)
18 and DOES 1 through 10, inclusive,)
19 Defendant.)
20)
21)

22 Pursuant to the Stipulation of the Parties, good cause appearing therein,
23 IT IS HEREBY ORDERED, as follows:

24 1. This order shall serve to grant the parties the right, upon compliance
25 with the applicable discovery provisions of the Federal Rules of Civil Procedure
26 and the orders of this court, to obtain from any health care provider, health plan, or

27 **[PROPOSED] STIPULATED PROTECTIVE ORDER REGARDING RELEASE**
28 **OF PROTECTED HEALTH INFORMATION**

1 other entity covered by the Health Insurance Portability and Accountability Act of
2 1996, Pub. L. No. 104-191, 110 Stat. 1936 (1996) ("HIPAA") (codified as amended
3 in scattered sections of 42 U.S.C.), any and all information relating to the past,
4 present, or future medical condition of Ronnie Lee, also known as Ronny Lee,
5 deceased, date of birth August 21, 1972, Social Security Number 573-27-7988, the
6 insured under the purported policy of insurance at issue in this matter, as well as
7 any and all information relating to the provision of health care to such individual
8 and payment for the provision of such health care.

9 2. This order authorizes any third-party who is provided with a subpoena
10 requesting the production of documents or commanding attendance at deposition or
11 trial to disclose the Protected Health Information in response to such request or
12 subpoena. This order is intended to authorize such disclosures under the privacy
13 regulations issued pursuant to HIPAA. 45 C.F.R. § 164.512(e)(1)(i). The parties
14 are EXPRESSLY PROHIBITED from using or disclosing the protected health
15 information obtained pursuant to this Paragraph for any purpose other than this
16 action, notwithstanding any other provision in this Order. Further, the parties are
17 ORDERED to either return to the covered entity from whom or which such
18 protected health information was obtained, or to destroy the protected health
19 information (including all copies made), immediately upon conclusion of this
20 action. See 45 C.F.R. §§ 163.502(b); 164.512(e)(1)(v).

1 13. **Persons Bound.** This Order shall take effect when entered and shall
2 be binding upon: (1) counsel who signed below and their respective law firms; and
3 (2) their respective clients.

4 IT IS SO ORDERED.

5 Dated: 9/30/2016

A handwritten signature in black ink, appearing to read "Alex Mackinnon", with a horizontal line extending from the end of the signature.

ALEXANDER F. MACKINNON
United States Magistrate Judge